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7 IN THE UNITED STATES DISTRICT COURT  
8 FOR THE EASTERN DISTRICT OF CALIFORNIA

9 JAMES TAYLOR MURRAY,

10 Plaintiff,

No. CIV S-04-1367 MCE GGH P

11 vs.

12 H.D.S.P. MEDICAL CARE, et al.,

13 Defendants.

ORDER

14 \_\_\_\_\_/  
15 On September 28, 2006, defendant Wagner filed a summary judgment motion.

16 On November 27, 2006, plaintiff filed an opposition to this motion. In his opposition, plaintiff  
17 requests that defendant Wagner be dismissed from this action.

18 Accordingly, IT IS HEREBY ORDERED that defendant Wagner shall notify this  
19 court, within ten days, whether he has any objection to his dismissal from this action. Should  
20 defendant fail to respond, plaintiff's request will be granted pursuant to Fed. R. Civ. P. 41(a)(2).

21 DATED: 12/20/06

/s/ Gregory G. Hollows

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23 GREGORY G. HOLLOWS  
24 UNITED STATES MAGISTRATE JUDGE

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